

Consent For Access To Property For Remedial Action

Name: _____

Address of Property: 230 N. King Street, Gloucester City
Block 19, Lot 20

I understand that the United States Environmental Protection Agency (USEPA), acting through the United States Army Corps of Engineers (USACE), will undertake remedial action on my property. This action is being taken to remedy previously discovered radiological contamination.

Therefore, I consent to officers, employees, and authorized representatives of USEPA and/or USACE entering and having access to my property to undertake the necessary remedial action. This action will consist of excavation of thorium-contaminated soil and its associated support work. All excavated areas will be restored at completion of the remediation.

If any action of the United States' employees or agents in the exercise of this right-of entry results in damage to the real property, the United States will at its option, either repair such damage or make an appropriate settlement with the Owner. In no event shall such repair or settlement exceed the fair market value of the fee interest of the real property at the time immediately preceding such damage.

The United States liability under this clause may not exceed appropriations available for such payment and nothing contained in this agreement may be considered as implying that Congress will at a later date appropriate funds sufficient to meet deficiencies. The provisions of this clause are without prejudice to any rights the owner may have to make a claim under applicable laws for any other damages than provided herein.

I realize that these actions by USEPA and its representatives are taken according to its response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (Superfund), 42 U.S.C. Section 9601 et. seq.

2/16/09
Date

11/11/2016

Signature _____

Print Name _____

Date _____

For the United States of America
James S. Tukul
Chief, Real Estate Division